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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/580,214	02/19/2008	Daniel Crespo-Dubie	K3831.0170/P170-PC	9829
24998 DICKSTEIN SI	7590 11/20/200 HAPIRO LLP	EXAMINER		
1825 EYE STR	EET NW	BIAGINI, CHRISTOPHER D		
Washington, DC 20006-5403			ART UNIT	PAPER NUMBER
			2442	
			MAIL DATE	DELIVERY MODE
			11/20/2009	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, RROM THE MAILING DATE OF THIS COMMUNICATION.  - Each State (1) Communication of the process		Application No.	Applicant(s)					
Christopher Biagini   2442	Office Action Commence	10/580,214	CRESPO-DUBIE ET AL.					
The MALING DATE of this communication appears on the cover sheet with the correspondence address — Period for Reply  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE £ MONTH(S) OR THIRTY (30) DAYS. WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.  Leatenages of time may be available useful to provide useful to	Oπice Action Summary	Examiner	Art Unit					
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE ½ MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.  - Examination of time rays be available under the provisions of 37 CFR 1.35(a). Thro event, however, may a reject be timely filled.  - If No period for easy is specified above, the maximum statushoy pariod vall apply and will expire x(g) MONTH'S from the mailing rate of this communication for easy is specified above, the maximum statushoy pariod vall apply and will expire x(g) MONTH'S from the mailing rate of this communication, even if timely filled. They refere any extended patent term adjustment. See 37 CFR 1.76(b).  Status  1) □ Responsive to communication(s) filled on 23 May 2006.  2a) □ This action is FINAL.  2b) □ This action is FINAL.  2c) □ This action is FINAL.  2c) □ This action is filled for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.  Disposition of Claims  4) □ Claim(s) ± si/are pending in the application.  4a) Of the above claim(s) — is/are withdrawn from consideration.  5□ □ Claim(s) — is/are rejected.  7□ □ Claim(s) — is/are rejected.  7□ □ Claim(s) — is/are rejected to by the Examiner.  Application Papers  9) □ The specification is objected to by the Examiner.  10 □ The drawing(s) filled on — is/are: a) □ accepted or b) □ objected to by the Examiner.  Application Papers  9) □ The specification is objected to by the Examiner. Note the attached Office Action or form PTO-152.  Priority under 35 U.S.C. § 119  12 □ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  a) □ All b) □ Some * c) □ None of:  11 □ Certified copies of the priority documents have been received.  22 □ Certified copies of the priority documents have been received in Application No. —  31 □ Robicos of References Cited (PTO-892)  31 □ No		Christopher Biagini	2442					
WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.  Elements of the may be variable under the provisible under the provision of the communication.  Failure in egy which the set or calended period for eye will, by statics, each the application to the mailing date of this communication.  Failure in egy which the set or calended period for eye will. by statics, each the application to the mailing date of this communication. Provision by the Critical burst than the mounts after the mailing date of this communication, over if timely filed, may reduce any venue period to the middle that may be considered to the communication of the communication of the communication of the communication is PINAL.  2b	The MAILING DATE of this communication app Period for Reply	ears on the cover sheet with the c	orrespondence address					
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## **DETAILED ACTION**

## Election/Restrictions

Restriction is required under 35 U.S.C. 121 and 372.

This application contains the following inventions or groups of inventions which are not so linked as to form a single general inventive concept under PCT Rule 13.1.

In accordance with 37 CFR 1.499, applicant is required, in reply to this action, to elect a single invention to which the claims must be restricted:

- Group I, claim(s) 1-7, drawn to a home control system that resolves conflicts.
- Group II, claim(s) 8-9, drawn to a control system having a node governor that filters communications.

The inventions listed as Groups I and II do not relate to a single general inventive concept under PCT Rule 13.1 because, under PCT Rule 13.2, they lack the same or corresponding special technical features for the following reasons: the groups do not share any feature which may be considered a contribution over the prior art.

Applicant is advised that the reply to this requirement to be complete must include (i) an election of a species or invention to be examined even though the requirement may be traversed (37 CFR 1.143) and (ii) identification of the claims encompassing the elected invention.

The election of an invention or species may be made with or without traverse. To preserve a right to petition, the election must be made with traverse. If the reply does not distinctly and specifically point out supposed errors in the restriction requirement, the election shall be treated as an election without traverse.

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Christopher Biagini whose telephone number is (571) 272-9743.

The examiner can normally be reached on weekdays from 8:30 AM to 5:00 PM..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's

supervisor, Saleh Najjar can be reached on (571) 272-4006. The fax phone number for the

organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent

Application Information Retrieval (PAIR) system. Status information for published applications

may be obtained from either Private PAIR or Public PAIR. Status information for unpublished

applications is available through Private PAIR only. For more information about the PAIR

system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR

system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would

like assistance from a USPTO Customer Service Representative or access to the automated

information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Christopher Biagini

(571) 272-9743

/Shawki S Ismail/

Primary Examiner, Art Unit 2455